

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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KELTON DAVIS, WILLIAM TURNER, ALTAGRACIA  
HERNANDEZ, EDWIN LARREGUI, ROMAN JACKSON,  
KRISTIN JOHNSON, ELEANOR BRITT, ANTHONY  
ANDERSON, LASHAUN SMITH, SHAWNE JONES,  
HECTOR SUAREZ, ADAM COOPER, ANDREW  
WASHINGTON, P.L. by his parent LISA PIGGOTT, DAVID  
WILSON, and GENEVA WILSON, individually and on behalf  
of a class of all others similarly situated,

**NOTICE OF MOTION**

Plaintiffs,

10 Civ. 699 (SAS)

-against-

THE CITY OF NEW YORK and NEW YORK CITY  
HOUSING AUTHORITY,

Defendants.

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**PLEASE TAKE NOTICE** that upon the Memorandum of Law in Support of Defendant City of New York's Motion for Summary Judgment on Plaintiffs' Claim for Declaratory and Injunctive Relief, dated December 10, 2010, Defendant City of New York's Statement of Facts Pursuant to Local Rule 56.1, the Declaration of Edward Delatorre, dated December 10, 2010, and supporting exhibits, and upon all prior pleadings and proceedings had herein, defendant City of New York, will move this Court before the Honorable Shira A. Scheindlin, United States District Judge at the United States Courthouse for the Southern District of New York, located at 500 Pearl Street, New York, New York on a date and time to be determined by the Court, for an order pursuant to Rule 56 of the Federal Rules of Civil Procedure dismissing plaintiffs' claim for declaratory and injunctive relief, together with such other relief as this Court deems just proper.

**PLEASE TAKE FURTHER NOTICE**, that opposition papers, if any, must be served on the undersigned on or before December 24, 2010; and

**PLEASE TAKE FURTHER NOTICE**, that any reply papers by Defendants must be served on or before January 5, 2011.

Dated:           New York, New York  
                  December 10, 2010

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